

West's Louisiana Statutes Annotated
Louisiana Revised Statutes
Title 4. Amusements and Sports
Chapter 4. Racing (Refs & Annos)
Part I. Horse Racing (Refs & Annos)

LSA-R.S. 4:183

§ 183. Contracts between licensees and permittees licensed
to race horses at race meetings conducted in the state

Effective: August 1, 2019

Currentness

A. The monies to be distributed by a licensee as purses to permittees licensed to race horses in Louisiana and the monies to be distributed by a licensee to the **Horsemen's** Benevolent and Protective Association for the use and **benefit** of such permittees, their employees, and others, for hospital and **medical benefits** and for the administrative expenses in providing these **benefits** shall be and include:

- (1) An amount to be not less than fifty percent of a licensee's commission of the gross pari-mutuel handle retained by it from each race at a licensed race meeting in this state as provided by this Chapter, after all fees required by law have been deducted, plus;
- (2) The total amount earned by a licensee for purse supplements under R.S. 4:217 since the completion of its previous meeting as of the first day of the race meeting covered by this Subsection, plus;
- (3) The total amount earned by a licensee for purse supplements under R.S. 4:217 during the race meeting covered by this Subsection;
- (4) The total of Paragraphs (1), (2), and (3) shall be allocated by the licensee in not less than the following percentages thereof:
 - (a) Ninety-six percent thereof to such permittees as purses.
 - (b) Four percent thereof to the **Horsemen's** Benevolent and Protective Association for the use and **benefit** of such permittees, their employees, and others as **medical** and hospital **benefits** with an amount not to exceed thirty percent aforesaid of the commissions and amounts received by the **Horsemen's** Benevolent and Protective Association to be used for administrative expenses and other costs necessary to provide the **benefits**.
 - (c) The total of the revenues received by the **Horsemen's** Benevolent and Protective Association under the provisions of Subparagraph (b) hereof, together with all expenditures made therefrom, shall be published and reported quarterly by it to **horsemen** actively racing in the state.

B. (1) Monies due as purses to persons licensed to race horses at race meetings conducted in the state as a result of conditions outlined in Subsection A of this Section and the monies due to the **Horsemen's** Benevolent and Protective Association pursuant to the provisions of Subparagraph (A)(4)(b) of this Section shall be allocated and distributed during the race meeting at which earned, including any donations by the association for horse aftercare as defined in R.S. 3:2438.1.

(2) In the event the amount distributed as purses is more than the amount required by Subsection A of this Section, the overpayment shall be carried forward to the next race meeting conducted by the same association. It shall be carried on the association books as an asset.

(3) In the event the amount distributed as purses to persons licensed to race horses at thoroughbred race meetings conducted in the state is less than the amount required by this Section, and more than an amount equal to two times the average daily purse distribution at the thoroughbred race meeting at which generated, it shall be delivered to the **Horsemen's** Benevolent and Protective Association for further distribution to persons having earned monies during the meeting, in the direct proportion that the underpayment is to the monies earned by that person at that meeting. In the event the underpayment is less than an amount equal to two times the average daily purse distribution at that meeting, it shall be retained by the association in an interest bearing account to be used for purses at the next thoroughbred meeting conducted by that association. Interest earned on the account shall be added to the purse paid over and above the amount required to be paid as purses by this Section.

(4) In the event the amount distributed as purses to persons licensed to race horses at quarter horse race meetings conducted in the state is less than the amount required by this Section and more than an amount equal to two times the average daily purse distribution at the quarter horse race meeting at which generated, it shall be delivered to the **Horsemen's** Benevolent and Protective Association for further distribution to persons having earned monies during the meeting, in the direct proportion that the underpayment is to the monies earned by that person at that meeting. In the event the underpayment is less than an amount equal to two times the average daily purse distribution at that meeting, it shall be retained by the association in an interest bearing account to be used for purses at the next quarter horse meeting conducted by that association. Interest earned on the account shall be added to the purse paid over and above the amount required to be paid as purses by this Section.

(5) For the purposes of this Subsection, “average daily purse distribution” means all sources of funds available for use as a purse or purse supplement that are required by law to be distributed during a race meeting.

C. For the purposes of this Section, “hospital and **medical benefits**” shall include but not be limited to reasonable **medical**, surgical, hospitalization, and physical rehabilitation, and dental and optical services, death **benefits**, drug and alcohol counseling, and other spiritual, mental, and psychological services provided for the welfare of permittees, their employees, and others. The term “hospital and **medical benefits**” shall also include one-time benevolence payments to persons in the equine industry who are in financial need as a result of serious illness or injury, fire, or natural disaster, including but not limited to hurricane, tornado, or flood.

Credits

Added by Acts 1977, No. 436, § 1, eff. July 11, 1977. Amended by Acts 1982, No. 228, § 2, eff. July 15, 1982; Acts 1984, No. 197, § 1, eff. June 28, 1984; Acts 1988, No. 794, § 1; Acts 1990, No. 612, § 1, eff. July 19, 1990; Acts 2001, No. 566, § 1; Acts 2012, No. 517, § 1; Acts 2013, No. 342, § 1; Acts 2018, No. 575, § 2, eff. May 23, 2018; Acts 2019, No. 328, § 2.

LSA-R.S. 4:183, LA R.S. 4:183

Current through the 2021 Regular Session and Veto Session.

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